

NOTICE OF PROPOSED RULE ADOPTION

STATE OF MISSISSIPPI
MISSISSIPPI DEPARTMENT OF MARINE RESOURCES
OFFICE OF MARINE PATROL

MISSISSIPPI
SECRETARY OF STATE
c/o Michaela Hill
1141 Bayview Avenue
Biloxi, MS 39530
(228) 374-5000
(228) 523-4011
michaela.hill@dmr.ms.gov

Specific Legal Authority authorizing the promulgation of Rule: Mississippi Code Ann. § 59-21-117, Administrative Procedures Act, § 25-43-1.101 *et seq.*

Reference to Rules repealed, amended or suspended by the Proposed Rule: No rules have been repealed or suspended. Title 22 Part 16 has been amended to clarify Chapter 07, 100.01 General No Wake Zones are within and one hundred (100) feet adjacent to any public harbor and/or public marina.

Explanation of the Purpose of the Proposed Rule and the reason(s) for proposing the rule: TITLE 22 – MISSISSIPPI DEPARTMENT OF MARINE RESOURCES PART 16 RULES AND REGULATIONS FOR BOAT AND WATER SAFETY ON MARINE WATERS OF THE STATE OF MISSISSIPPI. Title 22 Part 16 has been amended to clarify Chapter 07, 100.01 General No Wake Zones are within and one hundred (100) feet adjacent to any public harbor and/or public marina.

This rule is proposed as a ☒ Final Rule, and/or a ☐ Temporary Rule (Check one or both boxers as applicable.)

Persons may present their views on the proposed rule by addressing written comments to the agency at the above address. Persons making comments should include their name and address, as well as other contact information, and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

Oral Proceeding: Check one box below:

☐ An oral proceeding is scheduled on this rule on Date: {Insert Date} Time: {Insert Time}
Place: {Insert Place}

If you wish to be heard and present evidence at the oral proceeding you must make a written request to the agency at the above address at least ____ day(s) prior to the proceeding to be placed on the agenda. The request should include your name, address, telephone number as well as other contact information; and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

☒ An oral proceeding is not scheduled on this rule. Where an oral proceeding is not scheduled, an oral proceeding will be held if a written request for an oral proceeding is submitted by a political subdivision, an agency or ten (10) persons. The written request should be submitted to the agency contact person at the above address within twenty (20) days after the filing of this notice of proposed rule adoption and should include the name, address and telephone number of the person(s) making the request; and if you are an agent or attorney, the name, address and telephone number of the party or parties you represent.

Economic Impact Statement: Check one box below:


☒ The agency has determined that an economic impact statement is not required for this rule, or This proposed change does not constitute a "significant amendment" and the estimated economic impacts are less than \$100,000.

☐ The concise summary of the economic impact statement required is attached.

The entire text of the Proposed Rule including the text of any rule being amended or changed is attached.

Date Rule Proposed: January 19, 2010

Proposed Effective Date of Rule: April 16, 2010



Michaela Hill, Staff Officer

Signature and Title of Person Submitting Rule for Filing

SOS FORM APA 001
Effective Date 07/29/2005